



1615  
Attorney's Docket No. 2762 C1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Edgren et al. )  
Serial No: 09/657,446 ) Group Art Unit: 1615  
Filed: 9/8/00 )  
For: EXTENDED RELEASE DOSAGE FORM )  
)

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants submit herewith patents, publications and other information of which they are aware, which they believe an examiner may consider to be material to the patentability of the claims of this application, and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

While this Information Disclosure Statement may contain "material" information pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is either "material" or "prior art" to the invention disclosed and claimed in the above-referenced application unless specifically designated as such. Applicants specifically reserve the right, where appropriate, to avoid or antedate any such reference by the appropriate arguments or showings under 37 C.F.R. § 1.131 and § 1.608, or any other appropriate means.

A completed PTO Form 1449 listing each reference which is not a U.S. Patent application is submitted herewith, and it respectfully requested that an Examiner initialed copy of the PTO Form 1449 be returned to the undersigned.

A copy of each reference therein listed on PTO Form 1449 (Part A) accompanies this Information Disclosure Statement.

-OR-

NO copies of the references therein listed ON PTO form 1449 (Part B) accompany this Information Disclosure Statement under 37 C.F.R. § 1.98(d), as each was previously cited by or submitted to the

Patent Office in prior application Serial No. 09/249,700 issued on June 12, 2001 as US Patent 6,245,357 filed February 12, 1999, which this application relies upon for an earlier filing date under 35 U.S.C. § 120.

This Information Disclosure Statement is not a representation that a search has been made or that no other information material to the patentability of this invention exists.

- This Information Disclosure Statement is being filed within three months of the filing or entry of the national stage of this application, or before the mailing of a first Office Action on the merits, whichever is later. No fee is required under 37 C.F.R. § 1.97(b). However, in the event that more than 90 days from filing have elapsed and a first Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the fee required under 37 C.F.R. 1.17(p) to Deposit Account Number 10-0750.
- This Information Disclosure Statement is being submitted *after* three months from the date of filing or entry of the national stage or this application, or *after* the mailing of a first Office Action, whichever is later, but *before* the mailing date of either a final Office Action or a Notice of Allowance.
- The Commissioner is hereby authorized to charge the fee of \$180.00 required under 37 C.F.R. § 1.17(p) to Deposit Account 10-0750
- The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment to Deposit Account 10-0750

**-OR-**

- Certification as specified in 37 C.F.R. § 1.97(e) follows:

- Each* item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application no more than three months prior to the filing of this statement.
- No* item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to

Information Disclosure Statement  
Attorney's Docket No. ARC 2762 C1

Page 3 of 3

the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Those patent(s) or publication(s) which marked with an asterisk (\*) on the attached Form PTO-1449 are not supplied. Complete bibliographic information is unknown or unavailable. The cited publications are books or references manuals and are commonly available. Reproduction of such publications would result in a voluminous submission.

The Examiner is hereby requested to consider these references and other information and make them of record in the above-referenced application. Applicants respectfully submit that the claims of this application are patentable over the above-cited references and information. Examination and allowance of this application at an early date are requested.

Respectfully submitted,

Date: September 3, 2003

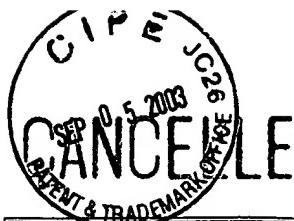
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on September 3, 2003.  
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<b>INFORMATION DISCLOSURE CITATION</b>  <b>PTO-1449</b>		ATTORNEY'S DOCKET NO.:		APPLICATION NO.:		
		ARC 2762 R1				
		APPLICANT: EDGREN, David E., et al.				
FILING DATE:		GROUP:				
<b>US PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	3,133,132	05/12/64	Loeb S., et al.	264	49	11/29/60
	3,173,876	03/16/65	Zobrist, J. C.	252	137	05/27/60
	3,276,586	10/04/66	Rosaen, N.O.	210	90	08/30/63
	3,541,005	11/17/70	Strathmann, H., et al.	210	19	02/05/69
	3,546,876	12/15/70	Fokker, H., et al.	60	24	10/18/68
	3,845,770	11/05/74	Theeuwes, F., et al.	128	260	06/05/72
	3,916,899	11/04/75	Theeuwes, F., et al.	128	260	02/07/74
	4,008,719	02/22/77	Theeuwes, F., et al.	128	260	02/02/76
	4,014,334	03/29/77	Theeuwes, F., et al.	128	260	02/02/76
	4,058,122	11/15/77	Theeuwes, F., et al.	128	260	12/15/76
<b>FOREIGN DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
<b>OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages Etc.)</b>						
Handbook of Common Polymers, by Scott, J. R., and Roff, W. J., 1971, CRC Press, Cleveland, OH						
Modern Plastics Encyclopedia, Vol. 46, pp. 62-70 (1969)						
Pharmaceutical Sciences, by Remington, 14 <sup>th</sup> Ed., pp. 1626-1648 (1970), published by Mack Publishing Co., Easton, PA						
EXAMINER:		DATE CONSIDERED:				

Examiner: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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